

plaintiff's motion. GE submitted that information on 13 July 2005 seeking \$1,891.07 in fees and costs. GE's request is comprised of \$1,767.50 in attorney's fees (based on 9.25 billable hours) and \$456.07 for electronic research, copies and postage. Plaintiff's counsel responded with a "motion to deny defendant's request for sanctions/attorney's fees." (Docket #58). Plaintiff seeks the "opportunity" to challenge defendant's allegations that plaintiff's motion for reconsideration was frivolous and its assertion that "multiple hours of research and writing" were necessary to oppose it.

Plaintiff's motion to deny the request for sanctions is denied. As plaintiff's counsel should be aware, this Court has already determined that plaintiff's motion for reconsideration was frivolous and awarded sanctions to defendant, leaving only the precise amount of the sanction to be determined. Having had the opportunity to challenge the defendant's request for sanctions, plaintiff's counsel elected not to file anything until well after sanctions had been awarded. This Court is not going to revisit its conclusion regarding the frivolity of plaintiff's motion for reconsideration or the propriety of sanctions. Plaintiff's counsel may, however, file a response, on or before 22 July 2005 at noon, on the sole question of whether the fees and costs itemized by GE in Docket #57 were "reasonably incurred." 28 U.S.C. §1927.

IT IS SO ORDERED.

/s/ Lesley Wells
UNITED STATES DISTRICT JUDGE

